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January 20, 2025

VIA ECF

Hon. Steven I. Locke
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: *SiteOne Landscape Supply, LLC v. Nicholas Giordano, et al.*
Case No.: 2:23-cv-2084-GRB-SIL

Dear Judge Locke,

We represent all Defendants in the above-referenced matter. We write to respectfully request a two-week extension of time for Defendants to serve and file their opposition to Plaintiff's motion for sanctions, which was served and filed after business hours on January 17, 2025, the Friday before the long holiday weekend. ECF No. 185

There is good cause for the requested extension. Pursuant to this Court's Individual Motion Practices, Sec. 4(A)(1), Plaintiff's decision to file its motion late on the Friday of this past holiday weekend, effectively leaves Defendants with one workday to oppose. This simply is not enough time to properly respond to the serious allegations leveled by Plaintiff against each of the three individual Defendants in this action – Don, Nick, and Vic. Indeed, Plaintiff's motion is riddled with factual inaccuracies and conclusory statements, each of which needs to be addressed so that the Court has an accurate account of the facts related to the deletion of any text messages. This will entail working with each of the individual Defendants, and working around each of the individual Defendant's busy schedule. Given the gravity of the allegations before the Court, it is imperative that Defendants have sufficient time to properly respond to Plaintiff's motion. Accordingly, we respectfully request that the deadline for Defendants to serve and file their opposition to Plaintiff's motion be extended two weeks to February 4, 2025.

Defendants attempted to obtain Plaintiff's consent for this request for an extension, but have not heard back.

Hon. Steven I. Locke, U.S.M.J.
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We thank you for your attention to this matter.

Respectfully submitted,

MILMAN LABUDA LAW GROUP PLLC

/s/ Colleen O'Neil

cc: All counsel of record via ECF.